



**PATENT**  
**Customer No. 22,852**  
**Attorney Docket No. 05725.1266-00000**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	)	
	)	
<b>Valérie DE LA POTERIE</b>	)	
	)	
Application No.: 10/821,919	)	Group Art Unit: 1617
	)	
Filed: April 12, 2004	)	Examiner: Unassigned
	)	
For: COSMETIC COMPOSITION HAVING	)	
A CERTAIN THERMAL PROFILE	)	

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. § 1.97(b)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached Form PTO 1449. To the undersigned's knowledge, this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed documents (excluding any cited U.S. patents and/or U.S. published patent applications), are attached. Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached 1449 form.

With respect to the non-English language documents, Applicant submits the following remarks:

1. **FR 2 824 264** - This document is believed to be related to U.S. Patent Application No. 2002/0197220.

2. **FR 2 824 267** - This document is believed to be related to U.S. Patent Application No. 2003/0003154.

Applicant has enclosed a copy of the priority application's French Search Report for the Examiner's consideration.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the U.S. Patent and Trademark Office the relevant facts and law regarding the appropriate status of such documents.

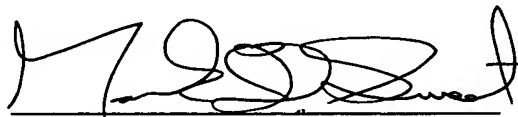
Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

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**Application No. 10/821,919**

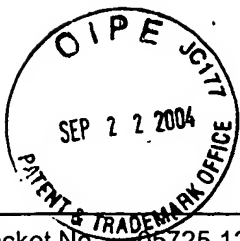
If there is any fee due in connection with the filing of this Statement, please  
charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

By:   
Mark D. Sweet  
Reg. No. 41,469

Date: September 22, 2004



OMB No. 0651-0011

**INFORMATION DISCLOSURE CITATION**  
(Use several sheets if necessary)

Atty. Docket No. 05725.1266-00000	Application No. 10/821,919
Applicant Valérie DE LA POTERIE	
Filing Date April 12, 2004	Group: 1617

**U.S. PATENT DOCUMENTS**

Examiner Initial*		Document Number	Date	Name	Class	Sub Class	Filing Date If Appropriate
	1	5,498,407	Mar. 12, 1996	Atlas			
	2	2002/0197220	Dec. 26, 2002	Mondet et al.			
	3	2003/0003154	Jan. 2, 2003	De La Poterie			

**FOREIGN PATENT DOCUMENTS**

		Document Number	Date	Country	Class	Sub Class	Translation Yes or No
	4	FR 2 824 264	Nov. 8, 2002	France			No
	5	FR 2 824 267	Nov. 8, 2002	France			No

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**


Examiner	Date Considered
*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	
Form PTO 1449	Patent and Trademark Office - U.S. Department of Commerce